

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
GRAHAM KANDIAH, LLC and DIANE GRAHAM,

Plaintiffs,

against -

JPMORGAN CHASE BANK, N.A. and  
CHASE BANK USA, N.A.,

Defendants.

-----X  
Docket No. 08-CV-6956(JGK)

(ECF CASE)

STIPULATION

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WHEREAS, plaintiffs initiated this action in State Supreme Court, County of New York, and defendants acknowledge receipt and proper service of the summons and complaint on July 30, 2008; and

WHEREAS, defendants removed this action to this Court by Notice of Removal filed on August 5, 2008; and

WHEREAS, plaintiffs have informed the Court of their intention to move to remand this case to the State Supreme Court;

WHEREAS, pursuant to Fed. R. Civ. P. 81(c)(2), defendants' time to answer or otherwise respond to the complaint is currently August 19, 2008; and

WHEREAS, the parties' counsel have conferred regarding the timing of plaintiffs removal motion and defendants' time to answer or respond to the complaint;

IT IS HEREBY STIPULATED AND AGREED that:

1. Plaintiffs' motion to remand, if any, shall be filed on or before August 29, 2008, with the parties to confer with respect to a briefing schedule in the event such a motion is filed;

2. In the event that plaintiffs file a motion to remand, defendants' time to answer or otherwise respond to the complaint shall be 14 days after this Court issues a decision on the motion;

3. In the event plaintiffs do not file a motion to remand on or before August 29, 2008, defendants shall have until September 9, 2008 to answer or otherwise respond to the complaint.

Dated: New York, New York  
August 14, 2008

LAW OFFICES OF BRUCE LEVINSON

By:

  
Gregory Brown (GB-1977)  
747 Third Avenue, Fourth Floor  
New York, New York 10017-2803  
(212) 750-9898

*Attorneys for Plaintiffs*

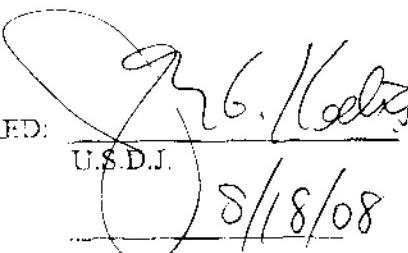
LEVI LUBARSKY & FEIGENBAUM, LLP

By:

  
Andrea Likwornik Weiss  
1185 Avenue of the Americas, 17<sup>th</sup> Floor  
New York, New York 10036  
(212) 308-6100

*Attorneys for Defendants*

SO ORDERED:

  
U.S.D.J.

Date:

8/18/08